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Atty. Dkt. No. 034547-0112

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Maurice M. Moloney, et al.

Title: METHOD FOR PRODUCING AND
CLEAVING A FUSION PROTEIN WITH AN
N-TERMINAL CHYMOSIN PRO-PEPTIDE
(AMENDED)

Appl. No.: 09/402,488

International 04/23/1998

Filing Date:

371(c) Date: 02/16/2000

Examiner: David J. Steadman

Art Unit: 1656

Confirmation 6010

Number:

REQUEST FOR EXCUSE OF ERROR IN SMALL ENTITY FEES
AND PAYMENT OF DEFICIENCY OWED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

12/13/2006 JADD01 00000034 09402488
02 FC:1253 1020.00 OP

Sir:

In accordance with 37 C.F.R. §1.28, Applicant hereby requests excuse of small entity fee payments made in the captioned application, which Applicant has discovered were made in error. Applicant submits the following to comply with 37 C.F.R. §1.28(c):

1. *Separate submission for each application.* This paper is limited to the deficiency payment for the captioned application.

12/13/2006 JADD01 00000034 09402488
01 FC:1801 790.00 OP

12/13/2006 SSANDARA 00000005 09402488

WASH_1765454-1251

120.00 OP

1

12/13/2006 JADD01 00000034 09402488
02 FC:1401 500.00 OP

2. *Payment of deficiency owed.* The deficiency owed, resulting from the previous erroneous payment of small entity fees, is submitted herewith in the form of a credit card payment including the deficiency owed (\$1,215.00).

a. Calculation of the deficiency owed. The deficiency owed has been calculated as the difference between the current fee amount and the amount of the previous erroneous small entity fee payment, for each fee paid in error as a small entity.

b. Itemization of the deficiency payment. An itemization of the deficiency payment is set forth in the attached table.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date December 12, 2006

By Courtenay C. Brinckerhoff

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DAG

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Maurice M. Moloney, et al.
Title: METHOD FOR PRODUCING AND CLEAVING A FUSION PROTEIN WITH AN N-TERMINAL CHYMOSIN PRO-PEPTIDE (AMENDED)
Appl. No.: 09/402,488
Int'l Filing Date: 04/23/1998
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Examiner: David J. Steadman
Art Unit: 1656
Conf. No. 6010

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find attached the following documents for filing with the captioned application:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (2 pgs.);
2. Pre-Appeal Brief Request for Review Transmittal (1 pg.);
3. Pre-Appeal Brief Request for Review (5 pgs.);
4. Request for Excuse of Error in Small Entity Fees and Payment of Deficiency Owed (3 pgs.)
5. Credit Card Payment Form in the amount of \$2165.00

Respectfully submitted,

Date December 19, 2006

By Courtenay C. Brinckerhoff

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37 C.F.R. §1.28(c)(2)(ii)(A) Type of Fee Paid and Current Fee Amount	37 C.F.R. §1.28(c)(2)(ii)(B) Small Entity Fee Paid	37 C.F.R. §1.28(c)(2)(ii)(B) Date Small Entity Fee Paid MM/DD/YYYY	37 C.F.R. §1.28(c)(2)(ii)(C) The deficiency amount owed
Notice of Appeal \$500.00	\$250.00	09/08/2005	\$250.00
Extension of Time (3 months) \$1020.00	\$510.00	09/08/2005	\$510.00
Request for Continued Examination (RCE) \$790.00	\$395.00	10/25/2005	\$395.00
Extension of Time (1 month) \$120.00	\$60.00	04/21/2006	\$60.00
37 C.F.R. §1.28(c)(2)(ii)(D) Total Deficiency amount owed			\$1,215.00